



5/25/04

## MESSAGES FROM THE HOUSE

### **SB 628 (CLARK-COLEMAN)**

Senate Bill 628 would allow students studying theology or divinity to also receive the state scholarship/financial aid funding. Currently, theology and divinity students are not eligible for the aid. As amended by the House, the bill now prohibits the use of public scholarships and grants if a student is "enrolled in an institution whose primary purpose is to prepare students for ordination or appointment as a member of the clergy of a church, denomination, or religious association, order, or sect."

- The Senate concurred with the House changes to SB 628 [RC 316: 37 yes, 0 no]. IE was given to the bill.

### **SB 981 (THOMAS)**

### **SB 987 (Patterson)**

Senate Bill 981 would allow a certified nurse practitioner to verify and certify that an applicant qualifies for a handicap parking sticker.

- The Senate concurred with the House changes to SB 981 [RC 317: 37 yes, 0 no]. IE was given to the bill.

Senate Bill 987 would allow certified nurse practitioners to perform the required physical examination of driver training instructors.

- The Senate concurred with the House changes to SB 987 [RC 318: 38 yes, 0 no]. IE was given to the bill.

### **SB 1116 (Van Woerkom)**

SB 1116 would remove federal grants received by businesses from the tax base of the Single Business Tax. The Federal grants focus on helping small businesses explore growth opportunities. These are basically grants in emerging growth areas: the MEDC program is in the areas of automotive, life sciences, and homeland security. Companies in Michigan received \$27 million in Federal grants and \$1 million in Tech Tri-Corridor grants.

- The Senate concurred with the House changes to SB 1116 [RC 319: 37 yes, 0 no]. IE was given to the bill.

# FINAL PASSAGE

## **SB 151 (CLARKE)**

SB 151 would provide defendants before a court with an additional bail option. If the court allows for the posting of a 10% deposit bond, the defendant would be allowed to post bail by a surety bond in an amount equal to 1/4<sup>th</sup> of the full bail amount. For example, if the court ordered a \$10,000 bond, under current law at 10%, the defendant would have to pay \$1,000 to be released. Under this bill, the defendant would have the option of paying \$250 and the bonding agency would pay \$2,500 (1/4<sup>th</sup> of the full bail amount) to the court.

- SB 151 passed [RC 322: 37 yes, 0 no].

## **SB 722 (BRATER)**

## **SB 723 (BASHAM)**

SB 722 would increase the maximum number of employees considered as a “small business” (to receive the pollution prevention loans under SB 723) from 100 to 500 employees.

Support: DEQ, Michigan Manufacturing Association, Small Business Association of Michigan, Michigan Environmental Council.

- SB 722 passed [RC 320: 36 yes, 0 no].

SB 723 would require the DEQ to provide loans to small businesses to implement pollution prevention projects. For each of these loans, the money would have to be disbursed by the Department to a lending institution that had entered into a loan participation agreement with the DEQ. The maximum loan amount would increase from \$50,000 to \$150,000. Expanding the Small Business Pollution Prevention Loan Program to include larger companies and increasing the amount of money that may be borrowed from the Fund would enable more independent businesses to reduce pollution.

Support: DEQ, Michigan Manufacturing Association, Small Business Association of Michigan, Michigan Environmental Council.

- SB 723 passed [RC 321: 36 yes, 0 no].

## **SB 736 (Jelinek)**

SB 736 would allow flatbed trailers to have a total outside body width of 102 inches, or 8.5 feet. Currently, the state maximum total outside body width is 96 inches.

- BASHAM 1 (1 amend) was defeated [no RC]. This would prohibit trailers from operating on roads that are less than one foot wider than the trailer.
- SB 736 passed [RC 323: 26 yes, 11 no].

# THIRD READING

## **HB 4344 (WOJNO)**

HB 4344 would allow the City of Warren and other eligible cities to create a single downtown development district composed of non-contiguous areas when the city is interrupted by another city. The bill would allow a single authority to capture taxes in more than one area to promote economic development. The bill is limited in scope and would likely only apply to the City of Warren. Other communities might benefit from having a downtown development district composed of non-contiguous areas to promote economic development and job creation.

- Committee 1 (S-2) was adopted.
- HB 4344 was moved to 3rd Reading.

#### **HB 5381 (LaSata)**

HB 5381 would specify procedures for filing a judgment lien. Judgment Lien would mean an encumbrance in favor of a judgment creditor against a judgment debtor's interest in real property. This is a lien on the property of a debtor resulting from the decree of a court resulting from a lawsuit. A judgment lien under this bill would not allow foreclosure of the property and would not attach to an interest in real property owned as tenants by the entirety unless the underlying judgment was entered against both the husband and the wife. This bill would implement a policy that currently takes place in 44 other states. It is more favorable to judgment debtors as compared to Michigan current law and does not allow foreclosure of the property.

- HB 5381 was moved to 3rd Reading. No amendments.

#### **HB 5491 (Wenke)**

HB 5491 would allow the portion of highway I-94 in Calhoun County between exits 98 and 110 to be known as the "Underground Memorial Highway".

- Committee 1 (S-2) was adopted.
- HB 5491 moved to 3rd Reading.

#### **HB 5586 (Acciavatti)**

HB 5586 would require the person responsible for releasing any polluting material to the surface or groundwater of the state to report the release immediately to the DEQ and to call 911. The 911 call will facilitate the information being shared with each public safety answering point serving the jurisdiction.

This bill is essentially the same as SB 977 which was previously passed by the Senate with a vote of 37-0. Two changes have been made. The first change requires the emergency management coordinator to consult with the directors of the primary public safety answering points and the House added language to require the coordinator to also consult with any emergency management coordinator appointed for cities, villages, or townships in that county. The second change was requested by the administration. There is an enacting section added to the end of the bill which changes the date from 2004 to 2006 for the recalculation of specific tax and state payment being made for timber cutover lands. This change is related to the budget enabling legislation on the Commercial Forest Tax.

Support: MI Environmental Council, MI Township Association, MI Association of Counties, DEQ, MI Municipal League, MI Forest Products Council.

Oppose: MI Manufacturers Association.

- Committee 1 (S-1) was adopted.
- HB 5586 was moved to 3rd Reading.

### **HB 5589 (Sheen)**

HB 5589 would require a child protective service worker to identify herself or himself when contacting an individual under investigation for alleged child abuse. The person under investigation would also have to be informed of the existence of a child abuse allegation against them. Currently, there have allegedly been FIA investigations where the accused parent was not aware of the child abuse allegations until the child is removed from the home.

- Committee 1 (2 amends) was defeated.
- Cropsey 2 (2 amends) was adopted. This added: “all FIA employees involved in investigating child abuse or neglect shall be trained in the legal duties to protect the constitutional rights of children and families, including instruction in the fourth amendment to the U.S. constitution and parental rights, from the initial contact of an investigation through the time services are provided.”
- HB 5589 was moved to 3rd Reading.

### **HB 5671 (Hune)**

HB 5671 require that property owners residing within 300 feet of an area proposed for annexation be notified of public hearings.

- Toy 1 (6 amends) was adopted.
- HB 5671 was moved to 3rd Reading.

## **RESOLUTIONS**

### **SCR 30 (Stamas)**

A concurrent resolution to urge the United States Department of Homeland Security to locate its Midwest regional training facility in Alpena and Grayling, Michigan.

- SCHAUER 1 (1 amend) was defeated [no RC]. This calls on the training facility to be located on the Fort Custer Military Training Base or the National Guard Base in Battle Creek, Michigan.
- SCR 30 was adopted [no RC].

### **SCR 43 (Goschka)**

A concurrent resolution to memorialize the Congress of the United States to enact legislation to prohibit the closure of the Aleda E. Lutz Department of Veterans Affairs Medical Center in Saginaw.

- Committee 1 (S-1) was adopted [no RC].
- SCR 43 was adopted [no RC].